

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-00781-KBJ**

JAMES MADISON PROJECT et al v. DEPARTMENT OF JUSTICE
Assigned to: Judge Ketanji Brown Jackson
Cause: 05:552 Freedom of Information Act

Date Filed: 04/05/2018
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**JAMES MADISON PROJECT**

represented by **Bradley Prescott Moss**
LAW OFFICES OF MARK S. ZAID, P.C.
1250 Connecticut Avenue, NW
Suite 700
Washington, DC 20036
(202) 454-2809
Fax: (202) 330-5610
Email: brad@markzaid.com
ATTORNEY TO BE NOTICED

Plaintiff**NOAH SHACHTMAN**

represented by **Bradley Prescott Moss**
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff**BETSY WOODRUFF**

represented by **Bradley Prescott Moss**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant**DEPARTMENT OF JUSTICE**

represented by **Anjali Motgi**
U.S. DEPARTMENT OF JUSTICE
Civil Division, Federal Programs Branch
1100 L St., NW
Suite 12308
Washington, DC 20002
(202) 305-0879
Fax: (202) 616-8470
Email: anjali.motgi@usdoj.gov
TERMINATED: 11/25/2019
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael Hendry Baer
U.S. DEPARTMENT OF JUSTICE
Civil Division, Federal Programs Branch
1100 L Street, NW
Washington, DC 20530
(202) 305-8573
Fax: (202) 616-8470
Email: michael.h.baer@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
------------	---	-------------

04/05/2018	<u>1</u>	COMPLAINT against DEPARTMENT OF JUSTICE (Filing fee \$ 400 receipt number 0090–5407098) filed by JAMES MADISON PROJECT, BETSY WOODRUFF, NOAH SHACHTMAN. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit Rule 7.1 certification, # <u>3</u> Summons DOJ, # <u>4</u> Summons USADC, # <u>5</u> Summons USAG)(Moss, Bradley) Modified on 4/5/2018 (zsth). (Entered: 04/05/2018)
04/05/2018		Case Assigned to Judge Ketanji Brown Jackson. (zsth) (Entered: 04/05/2018)
04/05/2018	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by JAMES MADISON PROJECT (zsth) (Entered: 04/05/2018)
04/05/2018	<u>3</u>	SUMMONS (3) Issued Electronically as to DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General (Attachments: # <u>1</u> Notice and Consent)(zsth) (Entered: 04/05/2018)
04/18/2018	<u>4</u>	MOTION for Leave to File <i>First Amended Complaint</i> by JAMES MADISON PROJECT, NOAH SHACHTMAN, BETSY WOODRUFF (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit A – First Amended Complaint, # <u>3</u> Text of Proposed Order)(Moss, Bradley) (Entered: 04/18/2018)
04/18/2018	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 4/10/2018. (Attachments: # <u>1</u> Exhibit USAG receipt)(Moss, Bradley) (Entered: 04/18/2018)
04/18/2018	<u>6</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. DEPARTMENT OF JUSTICE served on 4/10/2018 (Attachments: # <u>1</u> Exhibit DOJ receipt)(Moss, Bradley) (Entered: 04/18/2018)
04/18/2018	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 4/10/2018. Answer due for ALL FEDERAL DEFENDANTS by 5/10/2018. (Attachments: # <u>1</u> Exhibit USADC receipt)(Moss, Bradley) (Entered: 04/18/2018)
04/20/2018		MINUTE ORDER granting <u>4</u> Motion for Leave to File Amended Complaint. Signed by Judge Ketanji Brown Jackson on 04/20/2018. (lckbj1) (Entered: 04/20/2018)
04/20/2018	<u>8</u>	AMENDED COMPLAINT against DEPARTMENT OF JUSTICE filed by JAMES MADISON PROJECT, BETSY WOODRUFF, NOAH SHACHTMAN.(jf) (Entered: 04/23/2018)
05/10/2018	<u>9</u>	GENERAL ORDER AND GUIDELINES FOR CIVIL CASES BEFORE JUDGE KETANJI BROWN JACKSON. The Court will hold the parties and counsel responsible for following these directives, and parties and counsel should pay particular attention to the Courts instructions for briefing motions and filing exhibits. Failure to adhere to this Order may, when appropriate, result the imposition of sanctions and/or sua sponte denial of non–conforming motions. Signed by Judge Ketanji Brown Jackson on 5/10/2018. (lckbj1) (Entered: 05/10/2018)
05/21/2018	<u>10</u>	ANSWER to <u>8</u> Amended Complaint by DEPARTMENT OF JUSTICE.(Motgi, Anjali) (Entered: 05/21/2018)
05/21/2018		MINUTE ORDER. Before the Court in this FOIA case are a complaint and an answer. It is hereby ORDERED that the parties shall promptly confer and file a joint proposed schedule for briefing or disclosure, on or before 6/4/2018. Signed by Judge Ketanji Brown Jackson on 05/21/2018. (lckbj1) (Entered: 05/21/2018)
06/04/2018	<u>11</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Motgi, Anjali) (Entered: 06/04/2018)
06/05/2018		MINUTE ORDER. Based on the representations in the parties' <u>11</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 7/10/2018. Signed by Judge Ketanji Brown Jackson on 06/05/2018. (lckbj1) (Entered: 06/05/2018)
07/10/2018	<u>12</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Motgi, Anjali) (Entered: 07/10/2018)

07/13/2018		MINUTE ORDER. In light of the representations in the parties' <u>12</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 9/4/2018, which shall contain a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 07/13/2018. (lckbj1) (Entered: 07/13/2018)
07/13/2018		Set/Reset Deadlines: Status Report due by 9/4/2018 (tj) (Entered: 07/13/2018)
09/04/2018	<u>13</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Motgi, Anjali) (Entered: 09/04/2018)
09/12/2018		MINUTE ORDER. In light of the representations in the parties' <u>13</u> Joint Status Report, it is hereby ORDERED that the parties shall file a further joint status report on or before 3/11/2019, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 9/12/2018. (lckbj1) (Entered: 09/12/2018)
01/02/2019	<u>14</u>	MOTION to Stay <i>Deadlines in Light of Lapse in Appropriations</i> by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Motgi, Anjali) (Entered: 01/02/2019)
01/04/2019		MINUTE ORDER granting <u>14</u> Motion to Stay in light of lapse of appropriations. For good cause shown, it is hereby ORDERED that this case is STAYED. Counsel for Defendant shall notify the Court as soon as Congress has appropriated funds; at that point, the Court will enter an order resetting the applicable deadlines, which will be extended day-for-day with the duration of the lapse in appropriations. Signed by Judge Ketanji Brown Jackson on 1/4/2019. (lckbj1) (Entered: 01/04/2019)
01/28/2019	<u>15</u>	NOTICE of Restoration of Appropriations by DEPARTMENT OF JUSTICE (Motgi, Anjali) (Entered: 01/28/2019)
02/01/2019	<u>16</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Motgi, Anjali) (Entered: 02/01/2019)
02/08/2019		MINUTE ORDER. Defendant has provided notice that an appropriations act providing funding to the Department of Justice for a three-week period of time was enacted on 1/25/2019. (ECF No. <u>15</u> .) Accordingly, and upon consideration of the representations made in the parties' <u>16</u> Joint Status Report, it is hereby ORDERED that the stay in this matter is lifted, that OIP shall make an interim production of records on or before 3/5/2019, that OIP shall make a final production of records on or before 5/3/2019, and that the parties shall file a joint status report on or before 5/10/2019, which shall contain a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 2/8/2019. (lckbj1) (Entered: 02/08/2019)
05/03/2019	<u>17</u>	MOTION for Extension of Time to <i>Complete Productions</i> by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Motgi, Anjali) (Entered: 05/03/2019)
05/08/2019		MINUTE ORDER granting <u>17</u> Motion for Extension of Time to Complete Productions. It is hereby ORDERED that the Department of Justice shall produce all remaining, non-exempt records responsive to Plaintiff's FOIA request on or before 6/14/2019, and that the parties shall file a further joint status report on or before 6/21/2019, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Any further requests for extensions of time must comply with <u>2</u> the Court's General Order and Guidelines for Civil Cases. Counsel is specifically directed to Section 5 of the Appendix to the General Order and Guidelines. Signed by Judge Ketanji Brown Jackson on 5/8/2019. (lckbj1) (Entered: 05/08/2019)
06/21/2019	<u>18</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Motgi, Anjali) (Entered: 06/21/2019)
06/25/2019		MINUTE ORDER. In light of the representations in the parties' <u>18</u> Joint Status Report, it is hereby ORDERED that, on or before 7/12/2019, the parties shall file a further joint status report, which shall include a proposed schedule for further proceedings if litigation is going to be necessary. Signed by Judge Ketanji Brown Jackson on 6/25/2019. (lckbj1) (Entered: 06/25/2019)

07/12/2019	<u>19</u>	Joint STATUS REPORT by DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Motgi, Anjali) (Entered: 07/12/2019)
07/16/2019	<u>20</u>	ORDER adopting the parties proposed briefing schedule for summary judgment motions: Defendant's Motion for Summary Judgment shall be served on or before 10/10/2019; Plaintiffs' Opposition to Motion for Summary Judgment shall be served on or before 11/25/2019; Defendant's Reply in Further Support of Motion for Summary Judgment shall be served on or before 1/9/2020; briefs shall be filed as a batch within three (3) business days of the service of the last reply brief authorized by this Minute Order, but in any event no later than the Final Filing Deadline of 2/13/2020. Signed by Judge Ketanji Brown Jackson on 7/16/2019. (lckbj1) (Entered: 07/16/2019)
10/10/2019	<u>21</u>	STRICKEN PURSUANT TO THE ORDER FILED ON 10/10/19.....MOTION for Summary Judgment by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Statement of Facts, # <u>2</u> Declaration of Criminal Division (Jones), # <u>3</u> Declaration of NSD (Findlay), # <u>4</u> Declaration of FBI (Hardy), # <u>5</u> Exhibit to Hardy Declaration, # <u>6</u> Declaration of OIP (Brinkmann), # <u>7</u> Exhibit to Brinkmann Declaration, # <u>8</u> Text of Proposed Order)(Motgi, Anjali) Modified on 10/15/2019 (zgdf). (Entered: 10/10/2019)
10/10/2019		MINUTE ORDER STRIKING <u>21</u> Motion for Summary Judgment. Pursuant to Paragraph 1 of this Court's <u>20</u> Order Regarding Briefing Summary Judgment, "the parties shall not file motions for summary judgment on CM/ECF until all briefing on the motion and any cross-motion is complete." Signed by Judge Ketanji Brown Jackson on 10/10/2019. (jag) (Entered: 10/10/2019)
11/25/2019	<u>22</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Michael Hendry Baer on behalf of All Defendants Substituting for attorney Anjali Motgi (Baer, Michael) (Entered: 11/25/2019)
11/25/2019	<u>23</u>	MOTION for Summary Judgment by DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Declaration of Criminal Division (Jones), # <u>4</u> Declaration of NSD (Findlay), # <u>5</u> Declaration of FBI (Hardy), # <u>6</u> Exhibit to Hardy Declaration, # <u>7</u> Declaration of OIP (Brinkmann), # <u>8</u> Exhibit to Brinkmann Declaration, # <u>9</u> Text of Proposed Order)(Baer, Michael) (Entered: 11/25/2019)
11/25/2019	<u>24</u>	NOTICE of Concession by JAMES MADISON PROJECT, NOAH SHACHTMAN, BETSY WOODRUFF (Moss, Bradley) (Entered: 11/25/2019)
12/05/2019	<u>25</u>	ORDER dismissing case with prejudice. Signed by Judge Ketanji Brown Jackson on 12/05/2019. (lckbj3,) (Entered: 12/05/2019)